

# Interview Summary

Application No.

09/749,125

Applicant(s)

Chinzei

Examiner

Greg Binda

Art Unit

3679



All participants (applicant, applicant's representative, PTO personnel):

(1) Greg Binda(3) David Warren(2) Martin Farber

(4) \_\_\_\_\_

Date of Interview May 12, 2003Type: a) ☒ Telephonicb) ☐ Video Conferencec) ☐ Personal [copy is given to 1) ☐ applicant 2) ☐ applicant's representative]Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:Claim(s) discussed: 1 and 2

Identification of prior art discussed:

Chinzei et al, "MR Compatible Surgical Assist . . . "Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

The prior art discussed is not available under 35 USC 102(a) because it fails to predate applicant's foreign priority date.

However, the claims are unpatentable in view of the various other references cited in rejections in the last Office action.

Examiner could not provide any suggestion for overcoming the prior art other than to suggest applicant consider redefining the scope of the claims in a continuation in order to positively claim structure particular to applicant's field of endeavor.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required